REQUEST **FOR** 

PCE# / TEW

CONTINUED EXAMINATION

Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000,

Provides for continued examination of a utility or plant

Application filed on or after June 8, 1995.

See The American Inventors Protection Act of 1999 (AIPA)

Application Number:

10/043,872

Filing Date: First Named Inventor.

January 10, 2002 Robert P. Micciche

Group Art Unit:

1751

Examiner Name:

Lorna M. Douyon

Attorney Docket Number:

460.2060USU

CUSTOMER NO.:

27623

This is a Request for Continued Examination (RCE) Under 37 C.F.R. § 1.114 of the above-identified application.

Note: 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 153 (d) (PTO/SB/29) instead of RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Final Rule, 65 Fed. Reg. 50092 (August 16, 2000); Interim Rule, 65 Fed. Reg. 14865 (March 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

] 7.	Submission required under 37 C.F.R. § 1.114			
ì	a.	<u>XXXX</u>		Previously submitted
		i.	XXXX	Consider the amendment(s)/reply under 37 C.F.R. 1.116 previously filed
			· ·	on September 2, 2004 (any unentered amendment(s)
				referred to above will be entered).
		ii.		Consider the arguments in the Appeal Brief or Reply Brief previously filed
				filed on
		iii.		Other
	b.		_	Enclosed
		i.		_ Amendment/Reply
		ii.		_ Affidavit(s)/Declaration(s)
1		iii.		Information Disclosure Statement (IDS) and PTO-1449
		iv		Other
2.	Misce	llaneous	3	
	a.		_	Suspension of action on the above-identified application is requested under 37
			÷	C.F.R. § 1.103(c) for a period of months (Period of
				suspension shall not exceed 3 months; Fee under 37 C.F.R. §1.17(i) required)
_	<u>b.</u>		_	Other
3.	Fees	The RCE	fee Unde	er 37 C.F.R. §1.17(e) is required by 37 C.F.R. §1.114 when the RCE is filed.
	a.	<u>XXXX</u>		The Director is hereby authorized to charge the following fees, or credit any
				overpayments to Deposit Account No. 01-0467.
		i.	<u>XXXX</u>	
		ii.	XXXX	Extension of Time fee (\$110) (37 C.F.R. §§ 1.136 and 1.17)
		iii.		Other
	b.	XXXX		Check in the amount of \$900.00 enclosed
	C.			Payment by credit card (50m PTO-2038 enclosed)
				/ \ / / / / / / / /

October 4, 2004 Date of Signature

10/07/2004 MAHMED1 00000072 10043872

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790.00 OP

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Telefax: (203) 327 6401 **CERTIFICATE OF MAILING** 

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on October 4, 2004.

Mary R. Charles NAME

10/4/04 DATE